

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
Chief, Criminal Division

JAMES C. MANN (CABN 221603)
Assistant United States Attorney

1301 Clay Street, Suite 340-S
Oakland, California 94612
Telephone: (510) 637-3705
Facsimile: (510) 637-3724
E-Mail: James.C.Mann@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-08-0326 CW
)	
Plaintiff,	)	STIPULATED REQUEST TO EXCLUDE
	)	TIME UNDER THE SPEEDY TRIAL ACT
v.)	
	)	Date: June 25, 2008
ANTONIO DERAY DARNELL,	)	Time: 9:30 a.m.
a/k/a "Young Rayda,"	)	Court: Hon. Nandor J. Vadas
a/k/a "Rayda,")	
a/k/a "Ray Ray,")	
TERRELL ANTONIO MOORE,)	
a/k/a "T," and)	
ANTHONY DAVID OCHOA, JR.,)	
a/k/a "Ant,")	
)	
Defendants.)	

On June 25, 2008, the parties requested that the Court set the status conference for Defendant Anthony David Ochoa, Jr. before the Honorable Claudia Wilken on August 6, 2008 at 2:00 p.m. and that the Court exclude time under the Speedy Trial Act between June 25, 2008 and August 6, 2008.

The government has already produced discovery to counsel for Defendant Ochoa and intends to produce additional discovery shortly. Defendant Ochoa, therefore, requires additional

1 time to review the discovery produced and to be produced by the government, to investigate this
2 matter, and to effectively prepare for the hearing taking into account the exercise of due
3 diligence. The extension is not sought for delay. The parties agree the ends of justice served by
4 granting the continuance outweigh the best interests of the public and the defendant in a speedy
5 trial. Therefore, the parties further stipulate and request that the Court exclude time between
6 June 25, 2008 and August 6, 2008 under the Speedy Trial Act for the reasons stated above and
7 pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv).
8

9 DATED: June 25, 2008
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12 /s/
JAMES C. MANN
Assistant United States Attorney
13 Counsel for United States
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16 /s/
GAIL SHIFMAN
17 Counsel for Anthony David Ochoa, Jr.
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

11	UNITED STATES OF AMERICA,	)	No. CR-08-0326 CW
12	Plaintiff,)	
13	v.	)	PROPOSED ORDER GRANTING
		)	STIPULATED REQUEST TO EXCLUDE
		)	TIME UNDER THE SPEEDY TRIAL ACT
14	ANTONIO DERAY DARNELL,	)	Date: June 25, 2008
	a/k/a "Young Rayda,"	)	Time: 9:30 a.m.
15	a/k/a "Rayda,"	)	Court: Hon. Nandor J. Vadas
	a/k/a "Ray Ray,")	
16	TERRELL ANTONIO MOORE,)	
	a/k/a "T," and)	
17	ANTHONY DAVID OCHOA, JR.,)	
	a/k/a "Ant,")	
18)	
19	Defendants.)	

21 The parties requested that time be excluded under the Speedy Trial Act between
22 Defendant Anthony David Ochoa, Jr.'s detention hearing on June 25, 2008 and Defendant
23 Ochoa's initial appearance before the United States District Court set for August 6, 2008 at 2:00
24 p.m. Given that discovery has only recently been produced in this matter, and the government
25 intends to produce additional discovery shortly, counsel requires time to effectively prepare for
26 the hearing, taking into account the exercise of due diligence. For this stated reason, the Court
27 finds that the ends of justice served by granting the continuance outweigh the best interests of the

1 public and the defendant in a speedy trial. Good cause appearing therefor, and pursuant to 18
2 U.S.C. § 3161(h)(8)(B)(iv),

3 **IT IS HEREBY ORDERED** that time between June 25, 2008 and August 6, 2008 is
4 excluded under the Speedy Trial Act to allow for the effective preparation of counsel, taking into
5 account the exercise of due diligence.

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7 DATED: 6/30/08


HON. NANDOR J. VADAS
United States Magistrate Judge